



CITY OF LODI COUNCIL COMMUNICATION

TM

AGENDA TITLE: Set Public Hearing for November 5, 2008 to consider adoption of a Resolution amending the San Joaquin County Multi-Species Habitat Conservation and Open Space Plan Development Fees for 2009.

MEETING DATE: October 15, 2008

PREPARED BY: Community Development Department

RECOMMENDED ACTION: Set Public Hearing for November 5, 2008 to consider adoption of a Resolution amending the San Joaquin County Multi-Species Habitat Conservation and Open Space Plan Development Fees for 2009.

BACKGROUND INFORMATION: On February 21, 2001, the City of Lodi adopted the San Joaquin County Multi-Species Habitat Conservation and Open Space Plan (SJMSCP). The Plan includes a schedule of fees to be paid by property owners who propose to develop their property with non-agricultural uses. These fees are used to mitigate for the cumulative impacts of new development on habitat lands within Lodi and San Joaquin County. According to the Plan, it is necessary for all jurisdictions covered by the Plan to approve the Habitat Conservation Plan (HCP) fees in order for the jurisdiction to continue to participate in the Plan. The fees are reviewed on an annual basis.

On September 25, 2008, The SJCOG Board unanimously approved the HCP fee schedule for 2009. All local jurisdictions are requested to approve the new fee schedule that will take effect on January 1, 2009.

FISCAL IMPACT: NIA

FUNDING AVAILABLE: N/A

Rad Bartlam
Interim Community Development Director

APPROVED:

Blair King, City Manager

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LODI AMENDING
THE SAN JOAQUIN COUNTY MULTI-SPECIES HABITAT CONSERVATION AND
OPEN SPACE PLAN (SJMSCP) DEVELOPMENT FEE.

WHEREAS, the City Council of the City of Lodi adopted an Ordinance establishing the authority for collection of a Development Fee for the San Joaquin County Multi-Species Habitat Conservation and Open Space Plan (SJMSCP) for all new developments pursuant to the SJMSCP within the City of Lodi; and

WHEREAS, a “Fee Study” dated July 16, 2001 was prepared which analyzed and identified the costs, funding, and cost-benefit of the San Joaquin County Multi-Species Habitat Conservation and Open Space Plan; and

WHEREAS, the purpose of the SJMSCP Development Fee is to finance the goals and objectives of the SJMSCP that include, but are not limited to preserve land acquisition, preserve enhancement, land management, and administration that compensate for such lands lost as a result of future development in the City of Lodi and in San Joaquin County; and

WHEREAS, after considering the Fee Study and the testimony received at the public hearing, the Lodi City Council approved said report; and further found that the future development in the City of Lodi will need to compensate cumulative impacts to threatened, endangered, rare and unlisted SJMSCP Covered Species and other wildlife and compensation for some non-wildlife related impacts to recreation, agriculture, scenic values and other beneficial Open Space uses; and

WHEREAS, an “Updated Fee Study” dated November 2, 2006 was prepared which analyzed and identified the costs, funding and indexing of the SJMSCP; and

WHEREAS, the current SJMSCP Development Fee for natural lands and agricultural lands is \$12,329 an acre for the year 2008 due to annual adjustments consistent with the Updated Fee Study; and

WHEREAS, the SJMSCP Development Fees are divided into three categories: vernal pool habitat, natural land and agricultural habitat land, and multi-purpose open space conversion; and

WHEREAS, the SJMSCP Development Fees for vernal pool habitat and multi-purpose open space conversion will likewise be increased consistent with the Updated Fee Study findings for the year 2009. A table illustrating the Development Fee increases for the three categories of land is attached hereto as Exhibit “A”; and

WHEREAS, to ensure that the SJMSCP development fees keep pace with inflation, annual adjustments, based on the method set forth in this resolution, shall be made to the fees annually; and

WHEREAS, the fee shall now be comprised of three components: Acquisition Costs, Assessment and Enhancements, and Management and Administration. The Assessment and Enhancements and Management and Administration components shall be adjusted annually based on the Consumer Price Index (CPI). The Acquisition Cost component shall be adjusted annually based on a minimum of ten comparable agricultural sales within the previous two years. If ten acceptable comparables are not found, then the two year window will increase in three month intervals until ten acceptable comparable agricultural sales are found. The comparable agricultural sales shall meet the following criteria: over forty acres in size, but under 500 acres in size, no orchard or vineyard properties shall be included, and all comparable sales must be on land that is consistent as mitigation land under the SJMSCP. In addition, all SJCOG, Inc. transactions regardless of size or sale type will be included in the comparables; and

WHEREAS, the Updated Fee Study with the SJMSCP and the fee amendment were available for public inspection and review in the office of the City Clerk for more than 10 days prior to the date of this Public Hearing;

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF LODI, AS FOLLOWS:

1. The City Council finds and declares that the purposes and uses of the Development Fee, and the determination of the reasonable relationship between the fees' uses and the type of development project on which the fees are imposed, are all established in Ordinance 1701, and remain valid, and the City Council therefore adopts such determinations.
2. The City Council finds and declares that since adoption of Ordinance 1701, the cost of land has increased in San Joaquin County; and that in order to maintain the reasonable relationship established by Ordinance 1701, it is necessary to increase the Development Fee for the San Joaquin County Multi-Species Habitat Conservation and Open Space Plan.
3. The Development Fee for natural lands and agricultural land shall be \$14,104 an acre based on Table 1 in Exhibit "A" and is consistent with the Updated Fee Study dated November 2, 2006.
4. The Development Fee for vernal pool habitat and multi-purpose open space conversion shall be consistent with the table identified in Exhibit "A" and attached hereto.
5. The Fee provided in this resolution shall be effective on January 1, 2009, which is at least sixty (60) days after the adoption of this resolution.

PASSED, APPROVED AND ADOPTED _____

Joanne Mounce, Mayor
City of Lodi

Attest:

Randi Johl, City Clerk
City of Lodi

Approved to Form:

Steve Schwabauer, City Attorney
City of Lodi

Exhibit A

2009 SJMSCP Habitat Fees

Habitat Type	Fee Per Acre
Multi-Purpose Open Space	\$ 7,052
Natural	\$ 14,104
Agriculture	\$ 14,104
Vernal Pool - uplands	\$ 40,565
Vernal Pool - wetted	\$ 78,353

Staff Report

SUBJECT: 2009 SJMSCP Development Fees

RECOMMENDED ACTION: Motion to Approve the 2009 SJMSCP Development Fees as Adjusted Pursuant to Land Sale Comparables and Consumer Price Index

SUMMARY:

In accordance with the SJMSCP and the new financial analysis model adopted by the SJCOG, Inc. Board in late 2006, SJCOG, Inc. staff shall notify each local jurisdiction regarding proposed annual adjustments to the SJMSCP development fees. The development fees are calculated using a formula method which will be adjusted annually as shown in the table below [FEE = Category A (acquisition) + Category B (assessment & enhancement) + Category C (management & admin)]. Each component of the formula is adjusted using a specific mechanism which relates to the individual component in the fees. The development fees established must be adopted by each of the jurisdiction and would become effective on January 1st of the subsequent year for projects using the SJMSCP.

2009 SJMSCP Development Fees

Habitat Type	Category A	Category B	Category C	Total Fee	Rounded Fee*
Open Space	\$4,804.56	\$1,437.45	\$810.39	\$7,052.10	\$7,052
AG/Natural	\$9,608.52	\$2,874.89	\$1,620.78	\$14,104.19	\$14,104
Vernal Pool (grasslands)	\$34,092.20	\$541.39	\$5,931.34	\$40,564.93	\$40,565
Vernal Pool (wetted)	\$34,092.20	\$38,329.60	\$5,931.34	\$78,353.14	\$78,353

DISCUSSION:

Category A (acquisition) - Comparables

This category is directly related to land valuation based on comparables which occur in specific zones of the plan. This category is evaluated on a yearly basis by taking all qualified comparables in each zone, including SJCOG, Inc. easements, to set a weighted cost per acre using the same methodology as in the Financial Analysis Update in 2006 created by EPS. The SJCOG, Inc. easements are evaluated using the appraised value of the property in the before condition to be included with the fee title sales of other property occurring in San Joaquin County meeting specific criteria below (Tables A, B, C attached). The

final weighted cost per acre of each zone is calculated into a blended rate under Category A (acquisition) figure for each habitat type (Tables A-D) in attachment 1.

The criteria to determine valid comparables used in the weighted calculation are:

1. All SJCOG, Inc. transactions (fee title and appraised value of unencumbered property)
2. Sales not less than 40 acres
3. Sales not greater than 500 acres
4. No parcels with vineyard or orchard (except SJCOG, Inc. transactions for special needs)
5. Must be land which would fulfill mitigation under the plan
6. Not greater than 2 years old from the date of June 30th of each year with all acceptable comparables included (criteria 1-5). A minimum of 10 acceptable comparables are required for analysis. If the minimum of 10 transactions are not available, the time period will extend at 3 month intervals prior to the beginning date until 10 comparables are gathered.

The calculation results in an increase to the Agricultural/Natural Habitat type of Category A (acquisition) component to be **\$9,608.52**.

Category B (assessment & enhancement) - Consumer Price Index

This category is a straight forward use of an average of the California Consumer Price Index (CPI) calculator, as reported by the California Department of Finance, for a 12 month period following a fiscal year (July – June) to keep up with inflation on a yearly basis. The California CPI calculation was an increase of **5.02%**.

The calculation results in an increase of the Agricultural/Natural Habitat type Category B (Assessment & Enhancement) component to be **\$2,874.89**.

Category C (management & administration) - Consumer Price Index

This category is a straight forward use of an average of the California Consumer Price Index (CPI) calculator, as reported by the California Department of Finance, for a 12 month period following a fiscal year (July – June) to keep up with inflation on a yearly basis. The California CPI calculation was an increase of **5.02%**.

The calculation results in an increase of the Agricultural/Natural Habitat type Category C (Management & Administration) component to be **\$1,620.78**.

SJCOG, Inc. staff calculated the fees using the SJMSCP Financial Analysis formula model [FEE = Category A (acquisition) + Category B (assessment & enhancement) + Category C (management & admin)] which is shown in Table 1-9 in attachment 2. The overall result in the calculations was an increase in the fees from the 2008 to the 2009 shown in the table below.

2009 SJMSCP Development Fees

Habitat Type	Category A	Category B	Category C	Total Fee	Rounded Fee*
Open Space	\$4,804.56	\$1,437.45	\$810.39	\$7,052.10	\$7,052
AG/Natural	\$9,608.52	\$2,874.89	\$1,620.78	\$14,104.19	\$14,104
Vernal Pool (grasslands)	\$34,092.20	\$541.39	\$5,931.34	\$40,564.93	\$40,565
Vernal Pool (wetted)	\$34,092.20	\$38,329.60	\$5,931.34	\$78,353.14	\$78,353

2008 SJMSCP Development Fees

<i>Habitat Type</i>	<i>Category A</i>	<i>Category B</i>	<i>Category C</i>	<i>Total Fee</i>	<i>Rounded Fee*</i>
<i>Open Space</i>	<i>\$4,024.17</i>	<i>\$1,368.73</i>	<i>\$771.65</i>	<i>\$6,164.55</i>	<i>\$6,165</i>
<i>AG/Natural</i>	<i>\$8,048.33</i>	<i>\$2,737.47</i>	<i>\$1,543.30</i>	<i>\$12,329.11</i>	<i>\$12,329</i>
<i>Vernal Pool (grasslands)</i>	<i>\$28,980.00</i>	<i>\$515.51</i>	<i>\$5,647.82</i>	<i>\$35,143.33</i>	<i>\$35,143</i>
<i>Vernal Pool (wetted)</i>	<i>\$28,980.00</i>	<i>\$36,497.43</i>	<i>\$5,647.82</i>	<i>\$71,125.25</i>	<i>\$71,125</i>

RECOMMENDATION:

HTAC and staff recommend the SJCOG, Inc. Board adopt the 2009 SJMSCP Development Fees. SJCOG, Inc. staff will work with jurisdictions to adopt the new 2009 fee for the January 1st effective date.

Prepared by: Steve Mayo, Senior Habitat Planner

M:\STAFFRPT\2008\September\Board\2009 SJMSCP Development Fees

Table A. *Central Zone Properties*

Address	APN	Zone	Sale Date	Price	Acres	Price/Acre	Habitat Type	Appreciated Price	Appreciated Price/Acre
17310 N Tully Road, Lodi, CA	053-070-03	Central	08/03/2006	\$2,200,000.00	60.00	\$36,666.67	C34	\$2,603,333.33	\$43,388.89
14664 E Liberty Rd, Galt, CA	021-020-33	Central	08/21/2006	\$740,000.00	40.00	\$18,500.00	C34	\$875,666.67	\$21,891.67
33000 S Bevis Rd, Tracy, CA	255-090-54	Central	09/29/2006	\$907,500.00	42.54	\$21,332.86	C34	\$1,066,312.50	\$25,066.11
19292 E Avena Road, Escalon, CA	205-050-14	Central	10/06/2006	\$1,200,000.00	90.90	\$13,201.32	C34	\$1,400,000.00	\$15,401.54
29043 S Lehman Rd, Tracy, CA	253-330-11	Central	01/31/2007	\$900,000.00	40.07	\$22,460.69	C34	\$1,027,500.00	\$25,642.63
26618 N Lower Sacramento Rd, Galt, CA	005-030-07	Central	02/28/2007	\$1,614,000.00	79.00	\$20,430.38	C34	\$1,829,200.00	\$23,154.43
26026 Kasson Road, Tracy, CA	239-230-03	Central	03/23/2007	\$2,328,840.00	258.76	\$9,000.00	C34	\$2,619,945.00	\$10,125.00
25647 S Bird Road, Tracy, CA	250-230-03	Central	05/29/2007	\$937,000.00	40.00	\$23,425.00	C34	\$1,038,508.33	\$25,962.71
8074 W. Delta Ave, Tracy, CA	213-020-11	Central	06/11/2007	\$1,700,000.00	98.08	\$17,332.79	C34	\$1,870,000.00	\$19,066.07
18813 W Brandt Rd, Lodi, CA	019-200-25	Central	07/02/2007	\$1,450,000.00	40.00	\$36,250.00	C34	\$1,582,916.67	\$39,572.92
10 W Lorenzen Rd, Tracy, CA	239-140-04	Central	08/08/2007	\$675,000.00	71.60	\$9,427.37	C34	\$731,250.00	\$10,212.99
9898 S Jack Tone Road, Stockton, CA	203-020-02	Central	09/26/2007	\$758,000.00	49.18	\$15,412.77	C34	\$814,850.00	\$16,568.73
19298 S Alder Ave, Tracy, CA	213-190-02	Central	09/27/2007	\$1,125,000.00	97.67	\$11,518.38	C34	\$1,209,375.00	\$12,382.26
1000 E Critchett Rd, Tracy, CA	241-110-33	Central	10/23/2007	\$1,250,000.00	41.43	\$30,171.37	C34	\$1,333,333.33	\$32,182.80
3750 W Tredway Road, Lodi, CA	055-180-04	Central	02/04/2008	\$532,500.00	196.12	\$2,715.17	C34	\$550,250.00	\$2,805.68
16499 E State Route 88, Lockeford, CA	019-170-23	Central	03/07/2008	\$1,397,000.00	91.83	\$15,212.89	C34	\$1,431,925.00	\$15,593.22
16751 N Clements Rd, Lodi, CA	053-170-14	Central	03/17/2008	\$1,397,000.00	80.00	\$17,462.50	C34	\$1,431,925.00	\$17,899.06
627 W Vernalis Rd, Tracy, CA	255-160-28	Central	04/18/2008	\$1,475,000.00	52.22	\$28,245.88	C34	\$1,499,583.33	\$28,716.65
15757 E Sargent Rd, Lodi, CA	053-070-06	Central	06/02/2008	\$4,500,000.00	198.50	\$22,670.03	C34	\$4,500,000.00	\$22,670.03
<i>Machado Property*</i>		Central	07/31/2006	\$1,040,000.00	206.04	\$5,047.56	C34	\$1,239,333.33	\$6,015.01
<i>Beck Property*</i>		Central	08/22/2006	\$2,856,000.00	204.00	\$14,000.00	C34	\$3,379,600.00	\$16,566.67
<i>Nakagawa Property*</i>		Central	01/11/2008	\$4,078,500.00	331.67	\$12,296.86	C34	\$4,248,437.50	\$12,809.23
<i>Seegers Property*</i>		Central	11/30/2007	\$843,100.00	84.31	\$10,000.00	C34	\$892,280.83	\$10,583.33
<i>Hilder Property*</i>		Central	01/11/2008	\$14,074,500.00	1279.50	\$11,000.00	C34	\$14,660,937.50	\$11,458.33
* SJCOG, Inc. Preserves	TOTAL			\$44,931,440.00	3539.98	\$12,692.57		\$47,891,150.83	\$13,528.65

Table B. *Delta Properties*

Address	APN	Zone	Sale Date	Price	Acres	Price/Acre	Habitat Type	Appreciated Price	Appreciateddd Price/Acre
6808 S Borba Road, Stockton, CA	162-060-10	Delta	10/13/2006	\$280,000.00	40	\$7,000.00	C34	\$326,666.48	\$8,166.66
TOTAL				\$280,000.00	40	\$7,000.00		\$326,666.48	\$8,166.66

Table C. *Southwest Zone Properties*

Address	APN	Zone	Sale Date	Price	Acres	Price/Acre	Habitat Type	Appreciated Price	Appreciateddd Price/Acre
18550 W Corral Hollow Road, Tracy, CA	263-200-17	SW	11/20/2007	\$200,001.60	240	\$833.34	G	\$211,668.31	\$881.95
<i>Elworthy/Bogetti Property*</i>		SW	09/29/2006	\$790,000.00	790	\$1,000.00	G	\$928,249.45	\$1,175.00
<i>Elworthy/McDonald/Bogetti Property*</i>		SW	05/17/2007	\$2,170,000.00	2170	\$1,000.00	G	\$2,405,082.39	\$1,108.33
* SJCOG, Inc. Preserves	TOTAL			\$3,160,001.60	3200	\$987.50		\$3,545,000.15	\$1,107.81

Table D. *Encumbered Properties**

Address	APN	Zone	Sale Date	Price	Acres	Price/Acre	Habitat Type	Appreciated Price	Appreciateddd Price/Acre
Caffese Trust / Leventini		Delta	10/17/2003	\$550,000.00	179.91	\$3,057.08	C34	\$627,000.00	\$3,485.08
Rurup Trust / Supprenant		Delta	01/09/2004	\$425,000.00	195	\$2,179.49	C34	\$481,312.50	\$2,468.27
Hammer Trust / Morais		Delta	06/25/2004	\$854,000.00	388.89	\$2,195.99	C34	\$956,480.00	\$2,459.51
Nature Conservancy		Delta	07/22/2004	\$658,000.00	328.8	\$2,001.22	C34	\$735,315.00	\$2,236.36
Heritage Land Co. / Olagaray Bros PTP		Delta	04/13/2005	\$712,000.00	215.64	\$3,301.80	C34	\$779,640.00	\$3,615.47
<i>Wing Levee Propety**</i>		Delta	11/09/2007	\$2,200,000.00	361.27	\$6,089.63	C34	\$2,238,500.00	\$6,196.20
*10 comparables required	TOTAL			\$5,399,000.00	1,669.51	\$3,233.88		\$5,818,247.50	\$3,485.00

** SJCOG, Inc. Preserve

Summary Table: 2009 SJMSCP Habitat Mitigation Fees

2009 Fees	Acquisition Costs	Assessment & Enhancement	Management and Administration	Total	Total Rounded
Other Open Space	\$4,804.26	\$1,437.45	\$810.39	\$7,052.10	\$7,052
Natural/Ag Lands	\$9,608.52	\$2,874.89	\$1,620.78	\$14,104.19	\$14,104
Vernal Pool Grasslands	\$34,092.20	\$541.39	\$5,931.34	\$40,564.93	\$40,565
Vernal Pool Wetted	\$34,092.20	\$38,329.60	\$5,931.34	\$78,353.14	\$78,353

Calculations:

Table 1 Per-Acre Land Value Summary
SJMSCP 2009 Fee Evaluation

Land Use		Central Zone	Primary Zone of the Delta	Southwest Zone
Fee Title	a*	\$13,529	\$8,167	\$1,500
Row Crops/Grazing	b**	\$3,485	\$3,235	\$500
Easement Costs	a-b	\$10,044	\$4,932	\$1,000

*based off of 6/30/06-6/30/08 Applicable Ag Sale Comparables (Table A & B)
Zone is \$250 lower than that of the Central Zone Based on lower market rents for row crop land.

Table 2 Per Acre Acquisition Cost Summary

SJMSCP 2009 Fee Evaluation		SJMSCP Zone			Total Weighted Acquisition Cost A+B+C
		Central Zone	Primary Zone of the Delta	Southwest Zone	
Land Use Category		A	B	C	
Easement Cost by Zone (1)	d	\$10,044	\$4,932	\$1,000	
Natural Lands					
Riparian					
Percent in Zone (2)	e	89%	11%	0%	
Weighted Costs (3)	d*e	\$8,938.85	\$542.48	\$0.00	\$9,481.33
Delta Submerged Aquatic					
Percent in Zone (2)	f	0%	100%	0%	
Weighted Costs (3)	d*f	\$0	\$4,932	\$0	\$4,932
Other Water's Edge					
Percent in Zone (2)	g	100%	0%	0%	
Weighted Costs (3)	d*g	\$10,044	\$0	\$0	\$10,044
Southwest Grasslands					
Percent in Zone (2)	h	0%	0%	100%	
Weighted Costs (3)	d*h	\$0	\$0	\$1,000	\$1,000
Vernal Pool Wetted (4)		n/a	n/a	n/a	\$10,823
Vernal Pool Grasslands (4)		n/a	n/a	n/a	\$10,823
Agricultural Lands					
Percent in Zone (2)	i	97%	3%	0%	
Weighted Costs (3)	d*i	\$9,742.34	\$147.95	\$0.00	\$9,890.29

- (1) See Table 2.
(2) Percent of total lands in each category assumed to be in a given zone. Based on 1996 Economic Analysis
(3) Weighted average cost based on proportion of total land in each zone. Assumes easement acquisition for lands categorized as agriculture, riparian, delta submerged, other's waters edge, and southwest grasslands.
(4) Assumes fee title acquisition for vernal pool lands. Vernal pools fee title land costs assumed to be about 80% of average Central Zone fee title costs.

Table 3 Total Acquisition Costs
SJMSCP 2009 Fee Evaluation

Preserve Types	Cost per Acre (1)	Transaction Costs (2) 5%	Total Land Acquisition Costs
Agricultural Lands	\$9,890.29	\$494.51	\$10,384.80
Natural Lands			
Riparian	\$9,481.33	\$474.07	\$9,955.39
Delta Submerged Aquatic	\$4,931.66	\$246.58	\$5,178.24
Other Water's Edge	\$10,043.65	\$502.18	\$10,545.83
Southwest Grasslands	\$1,000.00	\$50.00	\$1,050.00
Vernal Pool Wetted	\$10,822.92	\$541.15	\$11,364.07
Vernal Pool Grasslands	\$10,822.92	\$541.15	\$11,364.07

- (1) See Table 3. Assumes easement purchases in all cases except fee title purchases for vernal pool lands.
(2) Transaction costs include biological baseline, appraisal, escrow, and survey costs.

Table 4 Total Per-Acre Costs
SJMSCP 2009 Fee Evaluation

Preserve Type	Land Acquisition	% of Total Preserve Lands	Total Preserve Acres	Total Costs of Acquisition
Agricultural Lands	\$10,384.80	57%	57,635	\$598,528,049.20
Natual Lands				
Riparian	\$9,955.39	19%	19,185	\$190,994,248.36
Delta	\$5,178.24	0%	10	\$51,782.42
Other Water's Edge	\$10,545.83	2%	1,584	\$16,704,593.74
Southwest Grasslands	\$1,050.00	4%	4,146	\$4,353,300.00
Average of Natural/Ag Lands	\$9,818.70	82%	82,560	\$810,631,973.72
Vernal Pool Wetted	\$11,364.07	2%	354	\$4,022,879.40
Vernal Pool Grasslands	\$11,364.07	16%	17328	\$196,916,537.32

Table 5 Total Preserve Costs, Breakdown by Category
SJMSCP 2009 Fee Evaluation

Preserve Type	Total Preserve Acres	Acquisition Costs	
		Per Acre	Total
Vernal Pool Wetted	2,121	\$11,364.07	\$24,103,184.19
Vernal Pool Grasslands	15,561	\$11,364.07	\$176,836,232.53
Nat/Ag Lands	82,860	\$9,818.70	\$813,577,584.09
Total	100,542		\$1,014,517,000.81

Table 6 Vernal Pool Surface and Grasslands / Acquisition Component
SJMSCP 2009 Fee Evaluation

Preserve Type	Acres Converted	Acquisition Costs
Vernal Pool Wetted	707	
Total Cost		\$24,103,184.19
Fee per Acre		\$34,092.20
Vernal Pool Grasslands	5,187	
Total Cost		\$176,836,232.53
Fee per Acre		\$34,092.20

Table 7 Nat/Ag Land and Open Space / Acqisition Component
SJMSCP 2009 Fee Evaluation

	Land Acquisition		
Preserve Type	Land Acqisition	Transaction	Total
Cost associated with Nat/Ag Lands Conversion	\$772,898,704.89	\$40,678,879.20	\$813,577,584.09
Nat/Ag Land Conversion	65,940	65,940	65,940
Other Open Space Conversion	37,465	37,465	37,465
Multiplier for Nat/Ag Land Conversion	1	1	1
Multiplier for Other Open Space	0.5	0.5	0.5
Land Acquisition Component of Nat/Ag Lands Fee	\$9,128.10	\$480.43	\$9,608.52

Table 8 Cat B & C Fee Component Calcs
SJMSCP 2009 Fee Evaluation

	CPI 6/07-6/08		5.02%
		Assessment & Enhancement	Management and Adminstration
Fee	% of Land Preser.	B	C
Other Open Space		\$1,437.45	\$810.39
Natural/Ag Lands	82%	\$2,874.89	\$1,620.78
Vernal Pool Grasslands	16%	\$541.39	\$5,931.34
Vernal Pool Wetted	2%	\$38,329.60	\$5,931.34



***Please immediately confirm receipt
& this fax by calling 333-6702***

CITY OF LODI
P. O. BOX 3006
LODI, CALIFORNIA 95241-1910

ADVERTISING INSTRUCTIONS

**SUBJECT: PUBLIC HEARING TO CONSIDER ADOPTION OF A RESOLUTION
AMENDING THE SAN JOAQUIN COUNTY MULTI-SPECIES HABITAT
CONSERVATION AND OPEN SPACE PLAN DEVELOPMENT FEES FOR
2009**

PUBLISH DATE: SATURDAY, OCTOBER 18, 2008

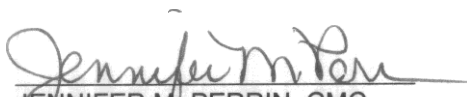
LEGAL AD

TEAR SHEETS WANTED: One (1) please

SEND AFFIDAVIT AND BILL TO: RANDI JOHL, CITY CLERK
City of Lodi
P.O. Box 3006
Lodi, CA 95241-1910

DATED: THURSDAY, OCTOBER 16, 2008

ORDERED BY: RANDI JOHL
CITY CLERK


JENNIFER M. PERRIN, CMC
ASSISTANT CITY CLERK

MARIA BECERRA
ADMINISTRATIVE CLERK

Verify Appearance of this Legal in the Newspaper – Copy to File

LNS Faxed to the Sentinel at 369-1084 at 2:20pm (time) on 10/16/08 (date) 2 (pages)
Phoned to confirm receipt of all pages at _____ (time) _____ CM JMP (initials)



DECLARATION OF POSTING

PUBLIC HEARING TO CONSIDER ADOPTION OF A RESOLUTION AMENDING THE SAN JOAQUIN COUNTY MULTI-SPECIES HABITAT CONSERVATION AND OPEN SPACE PLAN DEVELOPMENT FEES FOR 2009

On Friday, October 17, 2008, in the City of Lodi, San Joaquin County, California, a Notice of Public Hearing to consider adoption of a resolution amending the San Joaquin County Multi-Species Habitat Conservation and Open Space Plan development fees for 2009 (attached and marked as Exhibit A), was posted at the following locations:

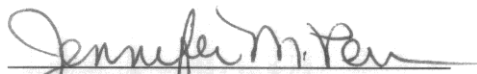
Lodi Public Library
Lodi City Clerk's Office
Lodi City Hall Lobby
Lodi Carnegie Forum

I declare under penalty of perjury that the foregoing is true and correct.

Executed on October 17, 2008, at Lodi, California.

ORDERED BY:

**RANDI JOHL
CITY CLERK**


JENNIFER M. PERRIN, CMC
ASSISTANT CITY CLERK

MARIA BECERRA
ADMINISTRATIVE CLERK



CITY OF LODI

Carnegie Forum
305 West Pine Street, Lodi

NOTICE OF PUBLIC HEARING

Date: November 5, 2008

Time: 7:00 p.m.

For Information regarding this notice please contact'

Randi Johl

City Clerk

Telephone: (209) 333-6702

EXHIBIT A

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that on **Wednesday, November 5, 2008**, at the hour of 7:00 p.m., or as soon thereafter as the matter may be heard, the City Council will conduct a public hearing at the Carnegie Forum, 305 West Pine Street, Lodi, to consider approval of the following item:

- a) Adoption of a resolution amending the San Joaquin County Multi-Species Habitat Conservation and Open Space Plan development fees for 2009.**

Information regarding this item may be obtained in the Community Development Department, 221 West Pine Street, Lodi, (209) 333-6711. All interested persons are invited to present their views and comments on this matter. Written statements may be filed with the City Clerk, City Hall, 221 West Pine Street, 2nd Floor, Lodi, 95240, at any time prior to the hearing scheduled herein, and oral statements may be made at said hearing.

If you challenge the subject matter in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice or in written correspondence delivered to the City Clerk, 221 West Pine Street, at or prior to the close of the public hearing.

By Order of the Lodi City Council:

City Clerk

Dated: October 15, 2008

Approved as to form:

D. Stephen Schwabauer
City Attorney